

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

MICHAEL BIRDSONG	:	CIVIL ACTION
	:	
v.	:	NO. 23-3073
	:	
ROCK-IT CARGO USA LLC	:	

**ORDER**

**AND NOW**, this 9<sup>th</sup> day of February 2024, upon considering the parties' stipulation for voluntary dismissal (DI 16), it is **ORDERED**:

1. This action is **DISMISSED WITHOUT PREJUDICE** under Federal Rule of Civil Procedure 41(a)(1)(A)(ii);
2. Defendant's motion to dismiss (DI 9) is **DENIED as moot**; and,
3. The Clerk of Court shall **close** this case.

  
MURPHY, J.